

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

SAMUEL OMABELE,

Plaintiff,

v.

HENRY FORD HEALTH SYSTEMS,

Defendants.

CIVIL ACTION NO. 12-11938

DISTRICT JUDGE NANCY G. EDMUNDS

MAGISTRATE JUDGE MARK A. RANDON

**ORDER DENYING PLAINTIFF'S APPLICATION  
FOR APPOINTMENT OF COUNSEL WITHOUT PREJUDICE**

The plaintiff, who is proceeding *pro se*, has filed an application for appointment of counsel. "[A]ppointment of counsel in a civil case is . . . a matter within the discretion of the court. It is a privilege and not a right." *Childs v. Pellegrin*, 822 F.2d 1382, 1384 (6<sup>th</sup> Cir. 1987)(quoting *United States v. Madden*, 352 F.2d 792, 793 (9<sup>th</sup> Cir. 1965)); *see also Hoggard v. Purkett*, 29 F.3d 469, 471 (8<sup>th</sup> cir. 1994) ("In exercising its discretion, the district court should consider the legal complexity of the case, the factual complexity of the case, and the [plaintiff's] ability to investigate and present his claims, along with any other relevant factors.")

In this case, the interests of justice do not require appointment of counsel at this time. Accordingly, it is **ORDERED** that the plaintiff's application for appointment of counsel is **DENIED WITHOUT PREJUDICE**.

s/Mark A. Randon  
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MARK A. RANDON  
UNITED STATES MAGISTRATE JUDGE

Dated: July 19, 2012

Certificate of Service

I hereby certify that a copy of the foregoing document was served on the parties of record on this date, July 19, 2012, by electronic and/or first class U.S. mail.

s/Melody R. Miles

Case Manager to Magistrate Judge Mark A. Randon